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GUARDIAN MEDIA TECHNOLOGIES,
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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

GUARDIAN MEDIA
TECHNOLOGIES, LTD,

Plaintiff,

v.

COBY ELECTRONICS
CORPORATION; NINTENDO OF
AMERICA, INC.;
OVERSTOCK.COM; DELL, INC.;
LITE-ON AMERICAS; LITE-ON
SALES & DISTRIBUTION, INC.;
SHERWOOD AMERICA, INC.,

Defendants.

AND RELATED CROSS ACTIONS.

Case No. 2:08-cv-8439 R (RCx)

**STIPULATION FOR DISMISSAL WITH
PREJUDICE**

Courtroom: 8
Judge: Manuel L. Real
Magistrate Judge: Rosalyn M. Chapman
Complaint Filed: December 22, 2008
Trial Date: None set

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Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff Guardian Media Technologies, Ltd. ("Guardian") and Defendant Apple Inc. ("Apple"), (together, "the Parties") hereby stipulate to the dismissal, with prejudice, of all claims, defenses, and counterclaims asserted by Guardian in this action. In consideration for the stipulation herein, the Parties have settled and resolved their differences and entered into an Agreement setting out the terms and conditions of the settlement ("Agreement"). As part of such agreement, the Parties have consented to the entry of an Order approving this Stipulation. Accordingly, the Parties hereby stipulate that:

1. As a result of the Agreement, Apple and all claims that have been and/or could have been asserted against Apple in connection with the subject matter of this action are hereby dismissed, with prejudice, by Plaintiff. Apple hereby dismisses, without prejudice, any counterclaims Apple has and/or could have asserted against Plaintiff;

2. Each party shall bear its own costs and fees.

Respectfully Submitted,

KLINEDINST PC

DATED: December 21, 2009

By: /s/ Samuel B. Strohbehn
Samuel B. Strohbehn
Attorneys for Plaintiff/Counterdefendant
GUARDIAN MEDIA
TECHNOLOGIES, LTD

NELSON BUMGARDNER CASTO, P.C.

DATED: December 21, 2009

By: /s/ Edward E. Casto, Jr.
Edward E. Casto, Jr. (*pro hac vice*)
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3 DATED: December 21, 2009

By: /s/ Luann L. Simmons

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